



CITY COUNCIL
ATLANTA, GEORGIA

AN ORDINANCE

BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE

03-0-1511

AN ORDINANCE TO APPROVE THE USE OF TRAFFIC CONTROL SIGNAL MONITORING DEVICES WITHIN THE CITY LIMITS; TO AMEND CHAPTER 150, ARTICLE III, GENERAL RULES OF VEHICLE OPERATION, OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, TO ADD NEW SECTIONS REGARDING IMPOSITION OF A CIVIL MONETARY PENALTY FOR VIOLATIONS OF RED TRAFFIC SIGNALS EVIDENCED BY RECORDED IMAGES PRODUCED BY A TRAFFIC CONTROL SIGNAL MONITORING DEVICE, INSTALLATION OF REQUIRED SIGNS TO PROVIDE NOTICE OF THE USE OF SUCH DEVICES, AND PREPARATION OF A REPORT REGARDING SUCH USE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has an interest in the public health, safety, and welfare of its citizens and visitors; and


WHEREAS, violations of red light signals frequently cause serious traffic accidents involving personal injury and property damage in the City of Atlanta; and

WHEREAS, the promotion of compliance at signalized intersections is critical to efforts by the Atlanta Police Department to reduce traffic accidents in the City of Atlanta; and

WHEREAS, the Georgia Uniform Rules of the Road have been adopted by the City of Atlanta as the traffic regulations of this city pursuant to Atlanta City Code section 150-2; and

WHEREAS, Georgia law provides that the driver of a motor vehicle shall be liable for a civil monetary penalty of not more than \$70.00 if such vehicle is found, as evidenced by recorded images produced by a traffic-control signal monitoring device, to have been operated in disregard or disobedience of a circular red or red arrow signal not otherwise authorized by law; and

WHEREAS, Georgia law defines the term "traffic control signal monitoring device" as a device with one or more motor vehicle sensors working in conjunction with a traffic-control signal to produce recorded images of motor vehicles being operated in disregard or disobedience of a circular red or red arrow signal; and



WHEREAS, Georgia law requires a municipal governing authority to conduct a public hearing on the proposed use of traffic-control signal monitoring devices prior to such use; and

WHEREAS, Georgia law provides that, in order for any municipal law enforcement agency to use traffic-control signal monitoring devices, the chief law enforcement officer of such municipality must desire the use of such devices and such use must be approved by the governing authority of the municipality; and

WHEREAS, the Chief of the Atlanta Police Department desires to use traffic-control signal monitoring devices within the City limits in order to reduce the number of traffic accidents and injuries at monitored intersections; and

WHEREAS, a violation of operating a motor vehicle in disobedience of a circular red or red arrow traffic control signal that is recorded by a traffic-control signal monitoring device shall not be used for any insurance purposes, is not considered a moving traffic violation for the purpose of points assessment, and shall result in the imposition of a civil monetary penalty that is not a conviction and shall not be made part of the driver's operating record; and

WHEREAS, in order to use traffic-control signal monitoring devices, the City of Atlanta must submit an annual report on use of each such device to the Governor, the Lieutenant Governor and the Speaker of the House.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:

SECTION ONE: Pursuant to O.C.G.A. § 40-14-21(a), the City of Atlanta elects to use traffic-control signal monitoring devices within the jurisdictional limits of the City of Atlanta as contemplated by O.C.G.A. § 40-6-20(f).

SECTION TWO: That Chapter 150, Article III, General Rules of Vehicle Operation, of the Code of Ordinances of the City of Atlanta, be amended to add a new section 150-66 as follows:



Section 150-66. Use of Traffic-Control Signal Monitoring Devices; Penalty.

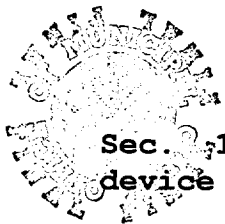
- (a) The City of Atlanta elects to use traffic-control signal monitoring devices within the jurisdictional limits of the city as provided by O.C.G.A. § 40-6-20(f).
- (b) The driver of a motor vehicle shall be liable for a civil monetary penalty in the amount of \$70.00 per violation if such motor vehicle is found, as evidenced by recorded images produced by a traffic-control signal monitoring device, to have been operated within the city limits in disregard or disobedience of a circular red or red arrow signal in violation of O.C.G.A. § 40-6-20(a).

SECTION THREE. That Chapter 150, Article III, General Rules of Vehicle Operation, of the Code of Ordinances of the City of Atlanta, be amended to add a new section 150-67 as follows:

Section 150-67. Signage Required for Use of Traffic-Control Signal Monitoring Devices.

- (a) The Department of Public Works shall erect signs on every highway that comprises a part of the state highway system at that point on the highway which intersects the jurisdictional limits of the city.
- (b) The Department of Public Works shall erect a sign on each public road on the approach to the next traffic-control signal for such road when a traffic-control device is monitoring such next signal for such road.
- (c) Such signs shall be at least 30 inches by 30 inches in measurement and shall warn motorists that traffic-control signal monitoring devices are being employed.

SECTION FOUR. That Chapter 150, Article III, General Rules of Vehicle Operation, of the Code of Ordinances of the City of Atlanta, be amended to add a new section 150-68 as follows:



Sec. 150-68. Reporting of traffic-control signal monitoring device use.

The Chief of Police or his or her designee shall submit not later than February 1 of each year a report on traffic-control signal monitoring device use during the preceding calendar year to the Governor, the Lieutenant Governor, the Speaker of the House of Representatives, the Mayor, the Members of City Council, the Director of the Department of Public Works, the Solicitor of the City Court of Atlanta, and the Chief Judge of the City Court of Atlanta. Such report shall include:

- (i) a description of the locations where the traffic-control signal monitoring devices were used;
- (ii) the number of violations recorded at each location and in the aggregate on a monthly basis;
- (iii) the total number of citations issued;
- (iv) the number of fines and total amount of fines paid after citation without contest;
- (v) the number of violations adjudicated and results of such adjudications, including a breakdown of dispositions made;
- (vi) the total amount of fines paid; and
- (vii) the quality of the adjudication process and its results.

A true copy,

Phonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

NOV 03, 2003
NOV 10, 2003

CONSENT I

RCS# 5123
11/03/03
1:41 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I 03-R-1860

ADOPT

YEAS: 10
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 2
EXCUSED: 0
ABSENT 3

Y Smith	Y Archibong	Y Moore	A Mitchell
B Starnes	Y Fauver	B Martin	Y Norwood
Y Young	Y Shook	Y Maddox	B Willis
Y Winslow	NV Muller	Y Boazman	NV Woolard

CONSENT I

RCS# 5124
11/03/03
1:42 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I 03-R-1676

ADOPT

YEAS: 9
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 3
EXCUSED: 0
ABSENT 3

Y Smith	Y Archibong	Y Moore	Y Mitchell
B Starnes	NV Fauver	B Martin	Y Norwood
A Young	Y Shook	Y Maddox	B Willis
Y Winslow	NV Muller	Y Boazman	NV Woolard

CONSENT I

		11-03-03 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 03-O-1721 2. 03-O-1723 3. 03-O-1835 4. 03-O-1848 5. 03-O-1678 6. 03-O-1679 7. 03-O-1680 8. 03-O-1681 9. 03-O-1682 10. 03-O-1683 11. 03-O-1684 12. 03-O-1494 13. 03-O-1651 14. 03-O-1652 15. 03-O-1689 16. 03-O-1700 17. 03-O-1701 18. 03-O-1829 19. 03-O-1695 20. 03-O-1375 21. 03-O-1511 22. 03-O-1666 23. 03-O-1667 24. 03-O-1838 25. 03-R-1504 26. 03-R-1658 27. 03-R-1808 28. 03-R-1860 29. 03-R-1861 30. 03-R-1815 31. 03-R-1816 32. 03-R-1817 33. 03-R-1676 34. 03-R-1800 35. 03-R-1804 36. 03-R-1866 37. 03-R-1668 38. 03-R-1810 39. 03-R-1811 40. 03-R-1863	41. 03-R-1869 42. 03-R-1870 43. 03-R-1873 Items Adversed on Consent 44. 03-R-1729 45. 03-R-1730 46. 03-R-1731 47. 03-R-1732 48. 03-R-1733 49. 03-R-1734 50. 03-R-1735 51. 03-R-1736 52. 03-R-1737 53. 03-R-1738 54. 03-R-1739 55. 03-R-1740 56. 03-R-1741 57. 03-R-1742 58. 03-R-1743 59. 03-R-1744 60. 03-R-1745 61. 03-R-1746 62. 03-R-1747 63. 03-R-1748 64. 03-R-1749 65. 03-R-1750 66. 03-R-1751 67. 03-R-1752 68. 03-R-1753 69. 03-R-1754 70. 03-R-1755 71. 03-R-1756 72. 03-R-1757 73. 03-R-1758 74. 03-R-1759 75. 03-R-1760 76. 03-R-1761 77. 03-R-1762 78. 03-R-1763 79. 03-R-1764	80. 03-R-1765 81. 03-R-1766 82. 03-R-1767 83. 03-R-1768 84. 03-R-1769 85. 03-R-1770 86. 03-R-1771 87. 03-R-1772 88. 03-R-1773 89. 03-R-1774 90. 03-R-1775 91. 03-R-1776 92. 03-R-1777 93. 03-R-1778 94. 03-R-1779 95. 03-R-1780 96. 03-R-1781 97. 03-R-1782 98. 03-R-1783 99. 03-R-1784 100. 03-R-1785 101. 03-R-1786 102. 03-R-1787 103. 03-R-1788 104. 03-R-1789 105. 03-R-1790 106. 03-R-1791 107. 03-R-1792 108. 03-R-1793 109. 03-R-1794 110. 03-R-1795 111. 03-R-1796 112. 03-R-1797 113. 03-R-1798 114. 03-R-1799 115. 03-R-1840 116. 03-R-1003

03-0 -1511

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ADMINISTRATION COMMITTEE

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CONTROL SIGNAL MONITORING DEVICES WITHIN
THE CITY LIMITS; TO AMEND CHAPTER 150,
ARTICLE III, GENERAL RULES OF VEHICLE
OPERATION, OF THE CODE OF ORDINANCES OF
THE CITY OF ATLANTA, TO ADD NEW SECTIONS
REGARDING IMPOSITION OF A CIVIL MONETARY
PENALTY FOR VIOLATIONS OF RED TRAFFIC
SIGNALS EVIDENCED BY RECORDED IMAGES
PRODUCED BY A TRAFFIC CONTROL SIGNAL
MONITORING DEVICE, INSTALLATION OF
REQUIRED SIGNS TO PROVIDE NOTICE OF THE
USE OF SUCH DEVICES, AND PREPARATION OF
A REPORT REGARDING SUCH USE; AND FOR
OTHER PURPOSES.

ADOPTED BY

NOV 03 2003

COUNCIL

- ☒ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER

Date Referred

10-6-03

Referred To: Public Safety & Legal Administration

First Reading

Committee
Date
Chair
Refer to

PSLA

10/28/03

Refer to

Committee

Date

Chair

Action:

Fav, Adv, Held (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Held (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Held (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Held (see rev. side)

Other:

Members

Refer To

COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☒ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

NOV 03 2003
ATLANTA CITY COUNCIL PRESIDENT
Catherine M. Woodard

CERTIFIED

NOV 03 2003

Richard D. Johnson
MAYOR

MAYOR'S ACTION

APPROVED

NOV 10 2003
Richard D. Johnson
MAYOR